

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

*I hereby certify that this correspondence is being electronically filed with the United States Patent and Trademark Office on May 3, 2010 at or before 11:59 p.m. Pacific Time under the Rules of 37 CFR § 1.8.*

  
Marian M. Liu

Applicant : Dah-Ben Liang, et al. Confirmation No. 7809  
Application No. : 09/637,764  
Filed : August 10, 2000  
Title : ROCK BIT WITH HARD-FACING MATERIAL INCORPORATING  
SPHERICAL CAST CARBIDE PARTICLES  
Grp./Div. : 3672  
Examiner : William P. Neuder  
Docket No. : 36912/S61

**PETITION UNDER 37 C.F.R. §1.47(a) TO ACCEPT UNEXECUTED DECLARATION  
ON BEHALF OF AN UNCOOPERATIVE JOINT INVENTOR**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Post Office Box 7068  
Pasadena, CA 91109-7068  
May 3, 2010

Commissioner:

As Attorney of Record for the above-identified reissue patent application, I hereby petition for acceptance, in response to the Office Action mailed on November 3, 2009, Substitute Declarations for Reissue Patent Application signed by the inventors Dah-Ben Liang, Zhigang Fang and Alysia C. White on behalf of themselves and non-signing inventor Jiinjen Albert Sue, who has refused to sign Substitute Declaration for Reissue Patent Application.

In accordance with 37 C.F.R. §1.47(a), this petition is accompanied with the following:

1. The Substitute Declaration for Reissue Patent Application for the above-identified application signed by the inventors Dah-Ben Liang, Zhigang Fang and Alysia C. White. The unsigned Substitute Declaration for Reissue Patent Application of Jiinjen Albert Sue is also

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provided. It is hereby requested that this Substitute Declaration be treated as having been signed by Mr. Sue;

2. The Declaration of Inez Cameron, Patent Administrator for the assignee of the above-identified application, Smith International, Inc., attesting to the pertinent facts surrounding Mr. Sue's refusal to sign the Substitute Declaration; and

3. The fee in the amount of \$200.00 for payment as required by 37 C.F.R. §1.17(g). The Commissioner is hereby authorized to charge any further fees under 37 CFR 1.16 and 1.17 which may be required by this paper to Deposit Account No. 03-1728.

The name and last known address for Mr. Sue is:

22 South Dragonwood Place  
The Woodlands, Texas 77381

The requirements under 37 C.F.R. §1.47(a) have been met. Applicants respectfully request the granting of this petition.

Respectfully submitted,

CHRISTIE, PARKER & HALE, LLP

By 

Constantine Marantidis  
Reg. No. 39,759  
626/795-9900

CM/mml

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